

TABLE OF CONTENTS

**IN SUPPORT OF TECK COMINCO ALASKA, INC.'S AND NANA REGIONAL
CORPORATION'S JOINT MOTION TO STRIKE PLAINTIFFS' NEW EXPERT
REPORTS**

Declaration of Yvonne Lamoureux	Exhibit A
Robert Moran's January 2008 report.....	Exhibit B
Ken Fucik's January 2008 report	Exhibit C
Randolph Fischer's January 2008 report.....	Exhibit D
Michael Kavanaugh's January 2008 report.....	Exhibit E
Robert Moran's November 2004 report	Exhibit F
Robert Moran's January 2005 rebuttal report	Exhibit G
Robert Moran's February 2005 rebuttal report	Exhibit H
Ken Fucik's November 2004 report	Exhibit I
Ken Fucik's January 2005 rebuttal report	Exhibit J
Ken Fucik's February 2005 supplemental report	Exhibit K
Randolph Fischer's January 2005 rebuttal report.....	Exhibit L
Michael Kavanaugh's December 2004 report.....	Exhibit M
Michael Kavanaugh's January 2005 rebuttal report.....	Exhibit N

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8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE DISTRICT OF ALASKA

11
12 ENOCH ADAMS, JR., LEROY ADAMS,
13 ANDREW KOENIG, JERRY NORTON,
DAVID SWAN and JOSEPH SWAN,

14 Plaintiffs,

15 v.

16 TECK COMINCO ALASKA
17 INCORPORATED,

18 Defendant,

19 NANA REGIONAL CORPORATION, and
NORTHWEST ARCTIC BOROUGH,

20 Intervenor-Defendants.

Case No.: A04-cv-00049-JWS

21
22 I, Yvonne Lamoureux, declare as follows:
23
24 1. I am an attorney at Heller Ehrman LLP, which serves as counsel for
NANA Regional Corporation (NANA) in the above-entitled case. I have personal
knowledge of the facts stated herein.
25
26 2. I attended a meeting with Teck Cominco Alaska Incorporated's
(Teck Cominco) and Plaintiffs' counsel on January 18, 2008.
27
28

DECLARATION OF YVONNE LAMOUREUX IN SUPPORT OF MOTION TO STRIKE PLAINTIFFS' NEW EXPERT REPORTS; ADAMS, ET AL. V. TECK COMINCO ALASKA INCORPORATED, ET AL.;
CASE NO.: A04-0049 CIVIL (JWS)
PAGE 1 OF 3

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Exhibit A Page 1 of 3

1 3. Teck Cominco's counsel hand delivered its updated expert reports to
 2 Plaintiffs' counsel at that meeting.

3 4. Also at that meeting, Plaintiffs' counsel announced that he had
 4 elected to not bring his experts' updated reports to that meeting, but to mail them
 5 from San Francisco.

6 5. NANA received Plaintiffs' new expert reports on January 22, 2008.
 7

8 I declare under penalty of perjury that the foregoing is true and correct. Executed
 9 on this 29th day of January, 2008, at Anchorage, Alaska.

10 
 11 YVONNE LAMOUREUX

14 **CERTIFICATE OF SERVICE**

15 This is to certify that a true and correct copy of the foregoing DECLARATION OF YVONNE
 16 LAMOUREUX IN SUPPORT OF MOTION TO STRIKE PLAINTIFFS' NEW EXPERT REPORTS
 17 was served via the method indicated below this 29th day of January, 2008, on the following parties:

18 Luke W. Cole
 19 Center on Race, Poverty & the Environment
 20 450 Geary Street, Suite 500
 21 San Francisco, CA 94102

22 Counsel for Plaintiffs
 23 Served via:
 Facsimile Regular U. S. Mail
 Hand Delivery Electronic transmission

24 Nancy S. Wainwright
 25 Law Offices of Nancy S. Wainwright
 26 13030 Back Road, Suite 555
 27 Anchorage, AK 99515-3538

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 29 Served via:
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 Hand Delivery Electronic transmission

30 Sean Halloran
 31 Hartig Rhodes Hoge & Lekisch, P.C.
 32 717 K Street
 33 Anchorage, AK 99501

34 Counsel for Defendant Teck Cominco
 35 Served via:
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3 701 West 8th Avenue, Suite 1200
4 Anchorage, AK 99501

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5 */S/ James E. Torgerson*

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EXPERT REPORTS; ADAMS, ET AL. V. TECK COMINCO ALASKA INCORPORATED, ET AL.;
CASE NO.: A04-0049 CIVIL (JWS)
PAGE 3 OF 3

Exhibit A Page 3 of 3